

**BEFORE THE  
BOARD OF REGISTERED NURSING  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

SIROUS SALEM  
20634 Clarendon Street  
Woodland Hills, CA 91367

Registered Nurse License No. RN 608237

Respondent.

Case No. 2007-294

OAH No. 2007080128

**DECISION AND ORDER**

The attached Stipulated Surrender of License and Order is hereby adopted by the Board of Registered Nursing, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on March 23, 2008.

It is so ORDERED February 21, 2008.

*LaTrance W. Tate*

FOR THE BOARD OF REGISTERED NURSING  
DEPARTMENT OF CONSUMER AFFAIRS

1 EDMUND G. BROWN JR., Attorney General  
of the State of California  
2 KAREN B. CHAPPELLE  
Supervising Deputy Attorney General  
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7

8 Attorneys for Complainant

9 **BEFORE THE**  
**BOARD OF REGISTERED NURSING**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
**STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

Case No. 2007-294

12 SIROUS SALEM  
20634 Carendon Street  
13 Woodland Hills, CA 91367

OAH No. 2007080128

14 Registered Nurse License No. RN 608237

**STIPULATED SURRENDER OF  
LICENSE AND ORDER**

15 Respondent.  
16

17  
18 IT IS HEREBY STIPULATED AND AGREED by and between the parties in this  
19 proceeding that the following matters are true:

20 **PARTIES**

21 1. Ruth Ann Terry, M.P.H., R.N. (Complainant) is the Executive Officer of  
22 the Board of Registered Nursing. She brought this action solely in her official capacity and is  
23 represented in this matter by Edmund G. Brown Jr., Attorney General of the State of California,  
24 by Gloria A. Barrios, Supervising Deputy Attorney General.

25 2. Sirous Salem (Respondent) is represented in this proceeding by attorney  
26 Waldo A. Brown, whose address is 100 N. Citrus Street, Suite 515, West Covina, CA 91791.

27 3. On or about October 17, 2002, the Board of Registered Nursing issued  
28 Registered Nurse License No. RN 608237 to Sirous Salem. The was in full force and effect at

1 all times relevant to the charges brought in Accusation No. 2007-294 and will expire on October  
2 31, 2008, unless renewed.

3 **JURISDICTION**

4 4. Accusation No. 2007-294 was filed before the Board of Registered  
5 Nursing (Board), Department of Consumer Affairs, and is currently pending against Respondent.  
6 The Accusation and all other statutorily required documents were properly served on Respondent  
7 on June 28, 2007. Respondent timely filed his Notice of Defense contesting the Accusation. A  
8 copy of Accusation No. 2007-294 is attached as exhibit A and incorporated herein by reference.

9 **ADVISEMENT AND WAIVERS**

10 5. Respondent has carefully read, fully discussed with counsel, and  
11 understands the charges and allegations in Accusation No. 2007-294. Respondent also has  
12 carefully read, fully discussed with counsel, and understands the effects of this Stipulated  
13 Surrender of License and Order.

14 6. Respondent is fully aware of his legal rights in this matter, including the  
15 right to a hearing on the charges and allegations in the Accusation; the right to be represented by  
16 counsel, at his own expense; the right to confront and cross-examine the witnesses against him;  
17 the right to present evidence and to testify on his own behalf; the right to the issuance of  
18 subpoenas to compel the attendance of witnesses and the production of documents; the right to  
19 reconsideration and court review of an adverse decision; and all other rights accorded by the  
20 California Administrative Procedure Act and other applicable laws.

21 7. Respondent voluntarily, knowingly, and intelligently waives and gives up  
22 each and every right set forth above.

23 **CULPABILITY**

24 8. Respondent admits the truth of each and every charge and allegation in  
25 Accusation No. 2007-294 as only to Victim Number 2, agrees that cause exists for discipline and  
26 hereby surrenders his Registered Nurse License No. RN 608237 for the Board's formal  
27 acceptance.

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9. Respondent understands that by signing this stipulation he enables the Board to issue an order accepting the surrender of her Registered Nurse License without further process.

## CONTINGENCY

10. This stipulation shall be subject to approval by the Board of Registered Nursing. Respondent understands and agrees that counsel for Complainant and the staff of the Board of Registered Nursing may communicate directly with the Board regarding this stipulation and settlement, without notice to or participation by Respondent or his counsel. By signing the stipulation, Respondent understands and agrees that he may not withdraw his agreement or seek to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order, the Stipulated Surrender and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not be disqualified from further action by having considered this matter.

11. The parties understand and agree that facsimile copies of this Stipulated Surrender of License and Order, including facsimile signatures thereto, shall have the same force and effect as the originals.

12. In consideration of the foregoing admissions and stipulations, the parties agree that the (Board) may, without further notice or formal proceeding, issue and enter the following Order:

## ORDER

IT IS HEREBY ORDERED that Registered Nurse License No. RN 608237,  
issued to Respondent Sirous Salem is surrendered and accepted by the Board of Registered  
Nursing.

13. The surrender of Respondent's Registered Nurse License and the acceptance of the surrendered license by the Board shall constitute the imposition of discipline against Respondent. This stipulation constitutes a record of the discipline and shall become a part of Respondent's license history with the Board.

1           14.     Respondent shall lose all rights and privileges as a registered nurse in  
2 California as of the effective date of the Board's Decision and Order.

3           15.     Respondent shall cause to be delivered to the Board both his wall and  
4 pocket license certificate on or before the effective date of the Decision and Order.

5           16.     Respondent fully understands and agrees that if he ever files an application  
6 for licensure or a petition for reinstatement in the State of California, the Board shall treat it as a  
7 petition for reinstatement. Respondent must comply with all the laws, regulations and  
8 procedures for reinstatement of a revoked license in effect at the time the petition is filed, and all  
9 of the charges and allegations contained in Accusation No. 2007-294 shall be deemed to be true,  
10 correct, and admitted by Respondent when the Board determines whether to grant or deny the  
11 petition.

12           17.     Upon reinstatement of the license, Respondent shall pay to the Board costs  
13 associated with its investigation and enforcement pursuant to Business and Professions Code  
14 section 125.3 in the amount of Two Thousand, Eight Hundred and Seven Dollars and No Cents  
15 (\$2, 807.00). Respondent shall be permitted to pay these costs in a payment plan approved by  
16 the Board.

17           18.     Should Respondent ever apply or reapply for a new license or certification,  
18 or petition for reinstatement of a license, by any other health care licensing agency in the State of  
19 California, all of the charges and allegations contained in Accusation, No. 2007-294 shall be  
20 deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of  
21 Issues or any other proceeding seeking to deny or restrict licensure.

22           19.     Respondent shall not apply for licensure or petition for reinstatement for  
23 two (2) years from the effective date of the Board of Registered Nursing's Decision and Order.

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DATED: 11/14/07

I concur with this stipulated settlement.

DATED: 11-14-07

Waldo A. Brown  
WALDO A. BROWN  
Attorney for Respondent

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DATED:

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**Exhibit A**  
**Accusation No. 2007-294**



1 EDMUND G. BROWN JR., Attorney General  
of the State of California  
2 KAREN B. CHAPPELLE  
Supervising Deputy Attorney General  
3 GLORIA A. BARRIOS, State Bar No. 94811  
Supervising Deputy Attorney General  
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300 So. Spring Street, Suite 1702  
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6 Facsimile: (213) 897-2804

7 Attorneys for Complainant

8 **BEFORE THE**  
9 **BOARD OF REGISTERED NURSING**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
11 **STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

Case No. 2007-294

12 SIROUS SALEM  
20634 Clarendon St.  
13 Woodland Hills, CA 91367

**A C C U S A T I O N**

14 Registered Nurse License No. 608237

15 Respondent.

16  
17 Complainant alleges:

18 **PARTIES**

19 1. Ruth Ann Terry, M.P.H, R.N (Complainant) brings this Accusation solely  
20 in her official capacity as the Executive Officer of the Board of Registered Nursing, Department  
21 of Consumer Affairs (Board).

22 2. On or about October 17, 2002, the Board issued Registered Nurse License  
23 No. 608237 to Sirous Salem (Respondent). The Registered Nurse License was in full force and  
24 effect at all times relevant to the charges brought herein and will expire on October 31, 2008,  
25 unless renewed.

26 **JURISDICTION**

27 3. This Accusation is brought before the Board, under the authority of the  
28 following laws. All Section references are to the Business and Professions Code unless

1 otherwise indicated.

2           4.       Section 2750 provides, in pertinent part, that the Board may discipline any  
3 licensee, including a licensee holding a temporary or an inactive license, for any reason provided  
4 in Article 3 (commencing with section 2750) of the Nursing Practice Act.

5           5.       Section 2764 provides, in pertinent part, that the expiration of a license  
6 shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the  
7 licensee or to render a decision imposing discipline on the license. Under section 2811,  
8 subdivision (b), the Board may renew an expired license at any time within eight years after the  
9 expiration.

10           6.       Section 2761 states:

11           “The board may take disciplinary action against a certified or licensed nurse or  
12 deny an application for a certificate or license for any of the following:

13           “(a) Unprofessional conduct, which includes, but is not limited to, the following:

14           . . . .

15           “(f) Conviction of a felony or of any offense substantially related to the  
16 qualifications, functions, and duties of a registered nurse, in which event the record of the  
17 conviction shall be conclusive evidence thereof. . . .”

18           7.       Section 490 states:

19           “A board may suspend or revoke a license on the ground that the licensee has  
20 been convicted of a crime, if the crime is substantially related to the qualifications, functions, or  
21 duties of the business or profession for which the license was issued. A conviction within the  
22 meaning of this section means a plea or verdict of guilty or a conviction following a plea of nolo  
23 contendere. Any action which a board is permitted to take following the establishment of a  
24 conviction may be taken when the time for appeal has elapsed, or the judgment of conviction has  
25 been affirmed on appeal, or when an order granting probation is made suspending the imposition  
26 of sentence, irrespective of a subsequent order under the provisions of Section 1203.4 of the  
27 Penal Code.”

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1 section 288(c)(1) (lewd act against child 14/15 years old), a felony. The Court ordered  
2 Respondent to prison term of one year, pay fines and penalties, and register as a sex offender  
3 pursuant to Penal Code section 290.

4 b. The circumstances are that beginning in 2002, when child, LC<sup>1</sup>, was 12  
5 years old, and continuing to on or about August 2006, Respondent committed acts of sexual  
6 misconduct with said child.

7 **SECOND CAUSE FOR DISCIPLINE**

8 (Unprofessional Conduct)

9 12. Respondent is subject to disciplinary action under section sections 2750  
10 and 2761 subdivision (a) of the Code on the grounds of unprofessional conduct in that  
11 Respondent committed unprofessional acts which directly relate to the qualifications, functions  
12 and duties of a registered nurse as more fully set forth in paragraph 11, above. The  
13 circumstances are as follows:

14 13. On or about 2002 through 2006, Respondent committed acts of sexual  
15 misconduct with his fiancée's daughter, LC beginning when she was 12 years of age through 16  
16 years of age. There were at least two hundred instances of sexual misconduct. The sexual  
17 misconduct includes, but is not limited to the following;

18 a. On or about November, 2006, at approximately 11:00 p.m., Respondent  
19 entered LC's darkened bedroom and laid next to her on her bed. He then touched her right breast  
20 and attempted to kiss her by trying to put his tongue in her mouth.

21 b. On or about October 8, 2006, at approximately 7:00 p.m. in the home of  
22 LC, Respondent asked LC and her juvenile friend (V-2)<sup>2</sup> if they wanted to drink alcohol  
23 beverages. They said they did. Respondent then asked them if they knew what a "body shot"  
24 was? The two girls said they did not know. Respondent explained the concept of "body shots"  
25 to V-2 and then demonstrated.

26 \_\_\_\_\_  
27 1. The name of the underage victim has been withheld.

28 2. The name of underage victim number 2 has been withheld.




1 Sirous Salem.

2                   2.       Ordering Sirous Salem to pay the Board of Registered Nursing the  
3 reasonable costs of the investigation and enforcement of this case, pursuant to Business and  
4 Professions Code section 125.3;

5                   3.       Taking such other and further action as deemed necessary and proper.

6  
7 DATED: 6/18/07

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11 RUTH ANN TERRY, M.P.H, R.N  
12 Executive Officer  
13 Board of Registered Nursing  
14 Department of Consumer Affairs  
15 State of California

16 Complainant

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